

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence for Application No. 10/622,207 is being electronically transmitted to Technology Center 3739 via EFS-WEB, on May 19, 2006

/Kevin G. Rooney/  
Kevin G. Rooney, Reg. No. 36,330

May 19, 2006  
Date

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Edwin J. Hlavka et al.  
Ser. No.: 10/622,207  
Filed: July 18, 2003  
Group Art No.: 3739  
Examiner: William H. Matthews  
For: METHOD AND APPARATUS FOR PERFORMING CATHETER-  
BASED ANNULOPLASTY  
Confirmation No.: 4023  
Atty Ref.: MICO-06C

Cincinnati, Ohio 45202

May 19, 2006

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

**REQUEST FOR WITHDRAWAL OF FINALITY**

This is in response to the final Office Action mailed May 4, 2006

Remarks begin on page 2.